

33 of title 5, United States Code, governing appointments in the competitive service;

(2) seek such assistance and support as may be required in the performance of the duties of the Commission from appropriate Federal and State agencies;

(3) enter into such contracts or make such other arrangements as may be necessary for the conduct of the work of the Commission without regard to the requirements of section 6101 of title 41, United States Code;

(4) make advance, progress, and other payments that relate to the work of the Commission;

(5) provide transportation and subsistence for members, staff, and persons serving without compensation; and

(6) prescribe such rules and regulations as the Commission deems necessary with respect to the internal organization and operation of the Commission.

(h) OBTAINING INFORMATION FROM OTHER FEDERAL AGENCIES.—

(1) REQUESTS FROM COMMISSION.—The Commission may secure directly from any Federal agency information necessary to enable the Commission to carry out this section.

(2) DEADLINE FOR RESPONSES.—The head of a Federal agency shall, not later than 30 days after receiving a request for information from the Commission under paragraph (1) (unless the Chairperson of the Commission agrees to a different schedule), provide that information to the Commission.

(i) OVERSIGHT BY GOVERNMENT ACCOUNTABILITY OFFICE.—

(1) CONSULTATION WITH GOVERNMENT ACCOUNTABILITY OFFICE.—The Commission shall, not less frequently than once each month, consult with the Comptroller General on the status of its reviews, analysis, findings and recommendations, and related subjects.

(2) ACCESS OF GOVERNMENT ACCOUNTABILITY OFFICE TO INFORMATION.—The Comptroller General shall have access to all deliberations, records, data, and personnel of the Commission, immediately upon request.

(3) PERIODIC AUDITS.—The Commission shall be subject to periodic audit by the Comptroller General.

(4) REPORTS BY GOVERNMENT ACCOUNTABILITY OFFICE TO CONGRESS.—Not later than 90 days after the Commission submits each report required by subsection (b)(3), the Comptroller General shall submit to Congress a report on the work of the Commission and the implementation by the Department of Defense of the recommendations of the Commission.

(j) APPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.—The Federal Advisory Committee Act (5 U.S.C. App) shall not apply to the Commission.

(k) FUNDING.—

(1) IN GENERAL.—Of amounts appropriated to any entity within the Department of Defense for operation and maintenance for fiscal year 2022 and each fiscal year thereafter until the fiscal year in which the Commission terminates under subsection (l), the Secretary of Defense shall transfer to the Commission an amount determined with the concurrence of the Comptroller General, which may not exceed \$10,000,000, for expenses the Commission determines are necessary to carry out this section.

(2) LACK OF CONCURRENCE.—If the Comptroller General does not concur with the Secretary with respect to the amount to be transferred to the Commission under paragraph (1), the Secretary shall, not later than 5 calendar days after receiving notice that the Comptroller General does not concur, submit to the Commission, the Comptroller General, and Congress a report explaining the reasons for the amount transferred by the Secretary to the Commission. The Com-

mission shall post the report on a publicly available internet website of the Commission.

(3) AVAILABILITY.—Amounts transferred to the Commission under paragraph (1) shall remain available until expended.

(l) SUNSET.—The Commission shall terminate on the earlier of—

(1) the date that is 90 days after the Commission determines and report to Congress that the financial management systems of the Department of Defense are in compliance with the standards described in subsection (b)(2); and

(2) the date that is five years after the date of the enactment of this Act.

SA 4437. Mr. GRASSLEY submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . WHISTLEBLOWER INCENTIVES AND PROTECTIONS.

Section 5323 of title 31, United States Code, as amended by section 6314 of the Anti-Money Laundering Act of 2020 (division F of Public Law 116-283) is amended by striking subsection (b) and inserting the following:

“(b) AWARDS.—

“(1) IN GENERAL.—In any covered judicial or administrative action, or related action, the Secretary, under regulations prescribed by the Secretary, in consultation with the Attorney General and subject to subsection (c), shall pay an award or awards to 1 or more whistleblowers who voluntarily provided original information to the employer of the individual, the Secretary, or the Attorney General, as applicable, that led to the successful enforcement of the covered judicial or administrative action, or related action, in an aggregate amount equal to—

“(A) not less than 10 percent, in total, of what has been collected of the monetary sanctions imposed in the action or related actions; and

“(B) not more than 30 percent, in total, of what has been collected of the monetary sanctions imposed in the action or related actions.

“(2) PAYMENT OF AWARDS.—Any amount paid under paragraph (1) shall be paid from the Fund established under paragraph (3).

“(3) SOURCE OF AWARDS.—

“(A) IN GENERAL.—There shall be established in the Treasury of the United States a revolving fund to be known as the Financial Integrity Fund (referred to in this subsection as the ‘Fund’).

“(B) USE OF FUND.—The Fund shall be available to the Secretary, without further appropriation or fiscal year limitations, for—

“(i) the payment of awards to whistleblowers as provided in subsection (b);

“(ii) the funding of education initiatives and administrative expenses; and

“(iii) carrying out the provisions of this subsection.

“(4) DEPOSITS AND CREDITS.—

“(A) IN GENERAL.—There shall be deposited into or credited to the Fund an amount equal to—

“(i) any monetary sanction collected by the Secretary or Attorney General in any ju-

dicial or administrative action under this title unless the balance of the Fund at the time the monetary judgement is collected exceeds \$300,000,000; and

“(ii) all income from investments made under paragraph (5).

“(B) ADDITIONAL AMOUNTS.—If the amounts deposited into or credited to the Fund under subparagraph (A) are not sufficient to satisfy an award made under this subsection, there shall be deposited into or credited to the Fund an amount equal to the unsatisfied portion of the award from any monetary sanction collected by the Secretary of the Treasury or Attorney General in the covered judicial or administrative action on which the award is based.

“(5) INVESTMENTS.—

“(A) AMOUNTS IN FUND MAY BE INVESTED.—The Secretary of the Treasury may invest the portion of the Fund that is not required to meet the current needs of the Fund.

“(B) ELIGIBLE INVESTMENTS.—Investments shall be made by the Secretary of the Treasury in obligations of the United States or obligations that are guaranteed as to principal and interest by the United States, with maturities suitable to the needs of the Fund as determined by the Secretary.

“(C) INTEREST AND PROCEEDS CREDITED.—The interest on, and the proceeds from the sale or redemption of, any obligations held in the Fund shall be credited to, and form a part of, the Fund.”.

SA 4438. Mr. KENNEDY submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to the bill H.R. 4350, to authorize appropriations for fiscal year 2022 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; which was ordered to lie on the table; as follows:

At the appropriate place in title X, insert the following:

SEC. ____ . RESTRICTIONS ON CONFUCIUS INSTITUTES.

(a) DEFINITION.—In this section, the term “Confucius Institute” means a cultural institute directly or indirectly funded by the Government of the People’s Republic of China.

(b) RESTRICTIONS ON CONFUCIUS INSTITUTES.—An institution of higher education or other postsecondary educational institution (referred to in this section as an “institution”) shall not be eligible to receive Federal funds from the Department of Education (except funds under title IV of the Higher Education Act of 1965 (20 U.S.C. 1070 et seq.) or other Department of Education funds that are provided directly to students) unless the institution ensures that any contract or agreement between the institution and a Confucius Institute includes clear provisions that—

(1) protect academic freedom at the institution;

(2) prohibit the application of any foreign law on any campus of the institution; and

(3) grant full managerial authority of the Confucius Institute to the institution, including full control over what is being taught, the activities carried out, the research grants that are made, and who is employed at the Confucius Institute.

SA 4439. Mr. KENNEDY submitted an amendment intended to be proposed to amendment SA 3867 submitted by Mr. REED and intended to be proposed to